

KEVIN G. HORBATIUK (KGH-4977)  
RUSSO, KEANE & TONER, LLP  
Attorneys for Defendant  
**CUNNINGHAM DUCT WORK s/h/i/a**  
**CUNNINGHAM DUCT CLEANING CO., INC.**  
26 Broadway - 28th Floor  
New York, New York 10004  
(212) 482-0001

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
**IN RE COMBINED WORLD TRADE CENTER  
AND LOWER MANHATTAN DISASTER SITE  
LITIGATION**  
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**21 MC 102 (AKH)**

**LJILJANA TABARES,**

**DOCKET NO:  
07 CV 8289**

**Plaintiff,**

**-against-**

**100 CHURCH, LLC, AMBIENT GROUP, INC.,  
CUNNINGHAM DUCT CLEANING  
CO., INC., GPS ENVIRONMENTAL CONSULTANTS,  
INC., INDOOR AIR PROFESSIONALS, INC., INDOOR  
ENVIRONMENTAL TECHNOLOGY, INC., J.P.  
MORGAN CHAE CORPORATION, LAW  
ENGINEERING, P.C, MERRILL LYNCH & CO.,  
INC., RECTOR OF TRINITY CHURCH, ROYAL  
AND SUNALLIANCE INSURANCE GROUP, PLC  
TRC ENGINEERS, INC., and ZAR REALTY MANAGEMENT  
CORP.,**

**NOTICE OF  
APPEARANCE**

**Defendants.**  
-----X

To the Clerk of this Court and all parties of record:

Enter my appearance as counsel in this case for:

**CUNNINGHAM DUCT WORK s/h/i/a  
CUNNINGHAM DUCT CLEANING CO., INC.**

I certify that I am admitted to practice in this court.

Dated: New York, New York  
February 6, 2008

Kevin G. Horbatiuk  
Kevin G. Horbatiuk (KGH4977)  
Attorneys for Defendant  
**CUNNINGHAM DUCT WORK s/h/i/a**  
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RKT File No. 824.078

TO: CHRISTOPHER R. LaPOLA, ESQ.,  
WORBY GRONER EDELMAN & NAPOLI BERN, LLP  
Attorney for Plaintiff  
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**CERTIFICATION OF SERVICE**

I hereby certify that a copy of the above and foregoing has been served upon the following listed person by placing a copy of the same in the United States mail, postage prepared and properly addressed, this the 6th day of February, 2008.

CHRISTOPHER R. LaPOLA, ESQ.,  
WORBY GRONER EDELMAN & NAPOLI BERN, LLP  
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115 Broadway 12th Floor  
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A handwritten signature in black ink, reading "Kevin G. Horbatiuk", written over a horizontal line.

**KEVIN G. HORBATIUK**